

Title	<b>Forms to Be Recorded</b> (revise forms AT-135, AT-165, AT-167, EJ-100, EJ-130, EJ-152, DE-265, GC-065, DE-305, DE-315, GC-150, GC-350).
Summary	A number of Judicial Council forms, which are designed to be recorded, have recorder's boxes in the captions that are insufficiently large. The recorder's boxes on these forms would be enlarged. Two forms have recorder's boxes that are not needed. The boxes on these forms would be removed.
Source	Civil and Small Claims Advisory Committee
Staff	Patrick O'Donnell, Committee Counsel, 415-865-7665, patrick.o'donnell@jud.ca.gov Douglas C. Miller, Committee Counsel, 415-865-7535, douglas.miller@jud.ca.gov
Discussion	<p>Last year, the captions of three existing Judicial Council forms were revised to include larger recorder's boxes. The enlarged boxes in the captions, which correspond to the dimensions provided under Government Code section 27361.6, make it easier for persons to have these forms recorded without adding a separate cover page. However, a number of existing Judicial Council forms still have recorder's boxes that are insufficiently large.</p> <p>To provide sufficiently large recorder's boxes, the following forms would be revised:</p> <ul style="list-style-type: none"> <li>▪ <i>Memorandum of Garnishee</i> (form AT-167, EJ-152);</li> <li>▪ <i>Acknowledgement of Satisfaction of Judgment</i> (form EJ-100);</li> <li>▪ <i>Order Confirming Sale of Real Property</i> (form DE-265, GC-065);</li> <li>▪ <i>Affidavit Re Real Property of Small Value (\$20,000 or less)</i> (form DE-305);</li> <li>▪ <i>Order Determining Succession to Real Property (Probate)</i> (form DE-315); and</li> <li>▪ <i>Letters of Conservatorship</i> (form GC-350).</li> </ul>

Two forms that currently do not have recorder's boxes would be revised to include them because the forms are sometimes recorded:

- *Notice of Attachment* (form AT-165); and
- *Letters of Temporary Guardianship or Conservatorship* (form GC-150).

Finally, two forms that currently have recorder's boxes would be revised to delete the boxes. Although these forms may be attached to other documents that are recorded, the forms themselves are not recorded. Thus, the boxes on the following forms are not necessary:

- *Writ of Attachment* (form AT-135); and
- *Writ of Execution* (form EJ-130).

Various minor technical revisions would also be made to the forms, including adding spaces for fax numbers and e-mail addresses, improving page numbering, and making other changes to conform the forms to the current format for Judicial Council forms.

Copies of the revised forms are attached at pages 3-18.

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Attachments

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State bar number, and address):  TELEPHONE NO. : E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name):	FOR COURT USE ONLY	
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	<h1 style="text-align: center;">DRAFT-2</h1>	
PLAINTIFF:  DEFENDANT:		
<b>WRIT OF ATTACHMENT</b> <input type="checkbox"/> AFTER HEARING <input type="checkbox"/> EX PARTE		CASE NUMBER:

1. TO THE SHERIFF OR ANY MARSHAL OR CONSTABLE OF THE COUNTY OF:

2. TO ANY REGISTERED PROCESS SERVER: You are only authorized to serve this writ in accord with CCP 488.080.

3. This writ is to attach property of defendant (*name and last known address*):

and the attachment is to secure: \$

4. Name and address of plaintiff:

5. YOU ARE DIRECTED TO ATTACH the following property or so much thereof as is clearly sufficient to satisfy the amount to be secured by the attachment (*describe property and state its location; itemize by letter*):

☐ This information is on an attached sheet.

6. ☐ An interest in the real property described in item 5 \_\_\_\_\_ stands upon the records of the county, in the name of the following person other than the defendant:

a. Name:

b. Mailing address, if known, as shown by the records of the office of the county tax assessor (*specify*):

7. ☐ The real property on which the

☐ crops described in item 5 \_\_\_\_\_ are growing

☐ timber described in item 5 \_\_\_\_\_ to be cut is standing stands upon the records of the county in the name of

a. Name:

b. Address:

[SEAL]

Date:

Clerk, by \_\_\_\_\_, Deputy

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State bar number, and address):

After recording return to:

TELEPHONE NO.:

FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name):

DRAFT-4

## SUPERIOR COURT OF CALIFORNIA, COUNTY OF

STREET ADDRESS:

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME:

FOR RECORDER'S USE ONLY

CASE NUMBER

PLAINTIFF:

LEVYING OFFICER (Name and Address):

DEFENDANT:

## NOTICE OF ATTACHMENT

[This form is used in connection with levy under a writ of attachment.]

FOR COURT USE ONLY

TO THE PERSON NOTIFIED (name):

1. Plaintiff in this action seeks to attach property in which defendant has an interest. The property to be attached is
  - a. ☐ (describe property):
  - b. ☐ described in the *Writ of Attachment* and *Order for Issuance of Writ of Attachment*, attached hereto and incorporated by reference.
2. You are notified as
  - a. ☐ a defendant.
  - b. ☐ a person other than defendant (state capacity in which person is being notified):

(Read Information for Defendant or Information for Person Other than Defendant on reverse.)

3. A notice was filed with the
  - a. ☐ Secretary of State.
  - b. ☐ Department of Motor Vehicles.
  - c. ☐ Department of Housing and Community Development.

4. Notice of Attachment was
  - a. ☐ mailed on (date):
  - b. ☐ delivered on (date):
  - c. ☐ posted on (date):
  - d. ☐ filed on (date):
  - e. ☐ recorded on (date):

Signed by:


☐ Levying officer    ☐ Registered process server

**— INFORMATION FOR DEFENDANT —**

1. The levying officer may be required to take custody of property described in item 1 in your possession or under your control. You have a right to be represented by an attorney in this lawsuit.
2. You may claim any available exemption for your property. An exemption for real property may be claimed any time before the entry of judgment. If the right to attach order or writ of attachment was issued without a noticed hearing and you wish to claim an exemption for personal property, you must do so within 30 days after the levying officer serves you with the Notice of Attachment describing the property. If you do not claim an exemption, you may lose it and the property is subject to attachment. If you wish to seek the advice of an attorney, you should do so immediately so that a claim of exemption can be filed on time.
3. Plaintiff has filed an undertaking. You have the right to object to the undertaking and may apply for an order to substitute an undertaking for your property which has been or is subject to being attached.
4. You have a duty to release tangible personal property to the levying officer. You have the rights and duties specified in Code of Civil Procedure section 488.395 if your farm products or inventory of a going business have been or are subject to attachment.
5. If the property is perishable or will greatly deteriorate in value, or for other good reason, you may apply ex parte, or if the court or court rule requires, by noticed motion, for an order appointing a receiver or directing the levying officer to take any action necessary to preserve the value of the property, including selling the property. The court may order any receiver to be paid from the proceeds of the sale of your property.
6. You may apply for a release of the attachment to the extent that the value of your interest in the property exceeds the amount necessary to satisfy the attachment.
7. You may apply to the court for an order modifying or vacating any temporary protective order in the interests of justice or for an order terminating the same upon filing an undertaking.
8. If the writ of attachment has been issued against you because you are a nonresident, you may have the right to attach order set aside by filing a general appearance.
9. If the writ of attachment was issued on an ex parte application, you may apply for an order that the right to attach order be set aside, the writ quashed, and any property levied upon pursuant to the writ be released.
10. If you recover judgment against plaintiff, you may apply for a release of all property attached by plaintiff under the Writ of Attachment. If judgment is recovered against you and you appeal, you have the right to obtain the release of your property by filing a sufficient undertaking.
11. You may object to the amount sought to be secured by the attachment.
12. You may recover damages for wrongful attachment.

**— INFORMATION FOR PERSON OTHER THAN DEFENDANT —**

1. If the property attached or sought to be attached is in your possession or under your control and you do not claim the right to possession or a security interest, you must deliver the property to the levying officer. If you do not deny an obligation levied upon or do not claim a priority over the plaintiff's lien, you must pay to the levying officer the amount that is due and payable and that becomes due and payable during the period of the attachment lien. You must execute and deliver any documents needed to transfer the property.
2. You must complete the accompanying Memorandum of Garnishee.
3. If you claim ownership or the right to possession of real or personal property levied upon or if you claim a security interest in or lien on personal property levied upon, you may make a third-party claim and obtain the release of the property pursuant to Code of Civil Procedure sections 720.010–720.800.
4. If you have an interest in the property attached or sought to be attached and the property is perishable or will greatly deteriorate in value, or for other good reason, you may apply ex parte, or if the court or court rule requires, by noticed motion, for an order appointing a receiver or directing the levying officer to take any action necessary to preserve the value of the property, including selling the property. The court may order any receiver to be paid from the proceeds of the sale of your property.
5. **Make checks payable to the levying officer.**

PLAINTIFF:  DEFENDANT:	LEVYING OFFICER <i>(Name and address):</i>   		
<b>MEMORANDUM OF GARNISHEE</b> <b>(Attachment—Enforcement of Judgment)</b>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 5px;">LEVYING OFFICER FILE NO.:</td> <td style="width: 50%; padding: 5px;">COURT CASE NO.:</td> </tr> </table>	LEVYING OFFICER FILE NO.:	COURT CASE NO.:
LEVYING OFFICER FILE NO.:	COURT CASE NO.:		
<p><b>NOTICE TO PERSON SERVED WITH WRIT AND NOTICE OF LEVY OR NOTICE OF ATTACHMENT:</b> This memorandum must be completed and mailed or delivered to the levying officer within 10 days after service on you of the writ and notice of levy or attachment unless you have fully complied with the levy. Failure to complete and return this memorandum may render you liable for the costs and attorney fees incurred in obtaining the required information.</p> <p style="text-align: center;"><b>— RETURN ALL COPIES OF THIS MEMORANDUM TO THE LEVYING OFFICER —</b></p>	<div style="border: 1px solid black; padding: 10px; margin: 10px auto; width: 80%;"> <p><b>This memorandum does <i>not</i> apply to garnishment of earnings.</b></p> </div>		

- Page 1 of 2

SHORT TITLE:	LEVYING OFFICER FILE NO.:	COURT CASE NO.:
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4. Describe the amount and terms of any obligation owed to the judgment debtor that is levied upon but is not yet due and payable:

5. **For writ of execution only** Describe the amount and terms of any obligation owed to the judgment debtor that is not levied upon:

6. Describe any claims and rights of other persons to the property or obligation levied upon that are known to you and the names and addresses of the other persons:

### DECLARATION

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

<hr/> <p>(TYPE OR PRINT NAME)</p>		<hr/> <p>(SIGNATURE)</p>
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If you need more space to provide the information required by this memorandum, you may attach additional pages.

☐ Total number of pages attached:

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address):

After recording return to:

TELEPHONE NO.:

FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name):

## SUPERIOR COURT OF CALIFORNIA, COUNTY OF

STREET ADDRESS:

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME:

ESTATE OF (Name):

DRAFT-3

FOR RECORDER'S USE

☐ DECEDENT ☐ CONSERVATEE ☐ MINOR

## ORDER CONFIRMING SALE OF REAL PROPERTY

☐ And Confirming Sale of Other Property as a Unit

CASE NUMBER:

FOR COURT USE ONLY

1. Hearing date: Time: Dept.: Room:

## THE COURT FINDS

2. All notices required by law were given and, if required, proof of notice of sale was made.

3. a. ☐ Sale was authorized or directed by the willb. ☐ Good reason existed for the sale

of the property commonly described as (street address or location):

4. The sale was legally made and fairly conducted.

5. The confirmed sale price is not disproportionate to the value of the property.

6. ☐ Private sale: The amount bid is 90% or more of the appraised value of the property as appraised within one year of the date of the hearing.

7. An offer exceeding the amount bid by the statutory percentages

☐ cannot be obtained ☐ was obtained in open court. The offer complies with all applicable law.

8. The personal representative has made reasonable efforts to obtain the highest and best price reasonably attainable for the property.

## THE COURT ORDERS

9. The sale of the real property legally described ☐ on reverse ☐ in Attachment 9☐ and other property sold as a unit described ☐ on reverse ☐ in Attachment 9a

is confirmed to (name):

(manner of vesting title):

for the sale price of: \$

on the following terms (use attachment or reverse if necessary):

10. The personal representative (name):

is directed to execute and deliver a conveyance of the estate's interest in the property described in item 9

☐ and other property described in item 9 upon receipt of the consideration for the sale.11. a. ☐ No additional bond is required.b. ☐ Personal representative shall give an additional bond for: \$ , surety, or otherwise, as provided by law.c. ☐ Net sale proceeds shall be deposited by escrow holder in a blocked account to be withdrawn only on court order.

Receipts shall be filed. (Specify institution and location):

12. a. ☐ No commission is payable.b. ☐ A commission from the proceeds of the sale is approved in the amount of: \$ to be paid as follows (specify):

13. Other (specify; use attachment or reverse if necessary):

Date:

JUDGE OF THE SUPERIOR COURT

14. Number of pages attached: \_\_\_\_\_

☐ SIGNATURE FOLLOWS LAST ATTACHMENT15. ☐ Legal description on page 2.

Page 1 of 2



ESTATE OF <i>(Name)</i> : _____	CASE NUMBER:
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16. ☐ **Legal description** of the ☐ real property ☐ personal property in item 9 (*describe*):

[SEAL]	<b>CLERK'S CERTIFICATE</b>
	I certify that the foregoing <i>Order Confirming Sale of Real Property</i> , including any attached description of real or personal property, is a true and correct copy of the original on file in my office.
	Date: _____ CLERK, by _____, Deputy

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State bar number, and address):  
After recording return to:

TELEPHONE NO.:

FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name):

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF**

STREET ADDRESS:

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME:

MATTER OF (Name):

**DRAFT-4**

FOR RECORDER'S USE ONLY

DECEDENT

CASE NUMBER:

**AFFIDAVIT RE REAL PROPERTY OF SMALL VALUE  
(\$20,000 or Less)**

FOR COURT USE ONLY

1. Decedent (name):  
died on (date):
2. Decedent died at (city, state):
3. At least **six months** have elapsed since the date of death of decedent as shown in the certified copy of decedent's death certificate attached to this affidavit. (*Attach a certified copy of decedent's death certificate.*)
4. a. ☐ Decedent was domiciled in this county at the time of death.  
b. ☐ Decedent was **not** domiciled in California at the time of death. Decedent died owning real property in this county.
5. a. The following is a **legal description** of decedent's real property claimed by the declarants (*copy description from deed or other legal instrument*):  
☐ described in an attachment labeled Attachment 5a.
- b. Decedent's interest in this real property is as follows (*specify*):
6. Each declarant is a successor of decedent (as defined in Probate Code section 13006) and a successor to decedent's interest in the real property described in item 5a, and no other person has a superior right, because each declarant is
  - a. ☐ (**will**) a beneficiary who succeeded to the property under decedent's will. (*Attach a copy of the will.*)
  - b. ☐ (**no will**) a person who succeeded to the property under Probate Code sections 6401 and 6402.
7. Names and addresses of each guardian or conservator of decedent's estate at date of death  
☐ none ☐ are as follows\* (*specify*):
8. The **gross value** of all real property in decedent's estate located in California as shown by the *Inventory and Appraisal*, excluding the real property described in Probate Code section 13050 (joint tenancy, property passing to decedent's spouse, etc.), does not exceed \$20,000.
9. An *Inventory and Appraisal* of decedent's **real property** in California is attached. The *Inventory and Appraisal* was made by a probate referee appointed for the county in which the property is located. (*You may use Judicial Council form DE-160.*)
10. No proceeding is now being or has been conducted in California for administration of decedent's estate.

\* You must have a copy of this affidavit with attachments personally served or mailed to each person named in item 7.

Page 1 of 2

MATTER OF (Name):  <div style="text-align: right;">DECEDENT</div>	CASE NUMBER:  
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11. Funeral expenses, expenses of last illness, and all known unsecured debts of the decedent have been paid. *[NOTE: You may be personally liable for decedent's unsecured debts up to the fair market value of the real property and any income you receive from it.]*

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

<div style="border-bottom: 1px solid black; width: 100%;"></div> <div style="text-align: center;">(TYPE OR PRINT NAME)</div>	▶	<div style="border-bottom: 1px solid black; width: 100%;"></div> <div style="text-align: center;">(SIGNATURE OF DECLARANT)</div>
Date:		
<div style="border-bottom: 1px solid black; width: 100%;"></div> <div style="text-align: center;">(TYPE OR PRINT NAME)</div>	▶	<div style="border-bottom: 1px solid black; width: 100%;"></div> <div style="text-align: center;">(SIGNATURE OF DECLARANT)</div>
		<div style="border: 1px solid black; width: 30px; height: 15px; display: inline-block;"></div> SIGNATURE OF ADDITIONAL DECLARANTS ATTACHED

**NOTARY ACKNOWLEDGMENTS** *(NOTE: No notary acknowledgment may be affixed as a rider (small strip) to this page. If additional notary acknowledgments are required, they must be attached as 8-1/2- by 11-inch pages.)*

STATE OF CALIFORNIA, COUNTY OF (specify):

On (date): , before me (name and title):

personally appeared (name):

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he or she executed the instrument in his or her authorized capacity, and that by his or her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

<div style="border-bottom: 1px solid black; width: 100%;"></div> <div style="text-align: center;">(SIGNATURE OF NOTARY PUBLIC)</div>	<div style="border: 1px solid black; height: 100px; padding: 5px;">(NOTARY SEAL)</div>
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STATE OF CALIFORNIA, COUNTY OF (specify):

On (date): , before me (name and title):

personally appeared (names):

personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the instrument in their authorized capacities, and that by their signatures, on the instrument the persons, or the entity or entities upon behalf of which the persons acted, executed the instrument.

WITNESS my hand and official seal.

<div style="border-bottom: 1px solid black; width: 100%;"></div> <div style="text-align: center;">(SIGNATURE OF NOTARY PUBLIC)</div>	<div style="border: 1px solid black; height: 100px; padding: 5px;">(NOTARY SEAL)</div>
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(SEAL)	<div style="text-align: center;"><b>CLERK'S CERTIFICATE</b></div> <p>I certify that the foregoing, including any attached notary acknowledgments and any attached legal description of the property (but excluding other attachments), is a true and correct copy of the original affidavit on file in my office. <i>(Certified copies of this affidavit do not include the (1) death certificate, (2) will, or (3) inventory and appraisal. See Probate Code section 13202.)</i></p> <p>Date: _____ Clerk, by _____, Deputy</p>
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ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State bar number, and address):

After recording return to:

TELEPHONE NO.:

FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name):

## SUPERIOR COURT OF CALIFORNIA, COUNTY OF

STREET ADDRESS:

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME:

MATTER OF (Name):

DRAFT-4

FOR RECORDER'S USE ONLY

CASE NUMBER:

DECEDENT

ORDER DETERMINING SUCCESSION TO REAL PROPERTY  
(Estates \$100,000 or Less)☐ And Personal Property

FOR COURT USE ONLY

1. Date of hearing: \_\_\_\_\_ Time: \_\_\_\_\_  
 Dept./Room: \_\_\_\_\_ Judge: \_\_\_\_\_

## THE COURT FINDS

2. All notices required by law have been given.
3. Decedent died on (date): \_\_\_\_\_
- a. ☐ a resident of the California county named above.
- b. ☐ a nonresident of California and left an estate in the county named above.
- c. ☐ intestate ☐ testate.
4. At least 40 days have elapsed since the date of decedent's death.
5. a. ☐ No proceeding for the administration of decedent's estate is being conducted or has been conducted in California.
- b. ☐ Decedent's personal representative has filed a consent to use the procedure provided in Probate Code section 13150 et seq.
6. The gross value of decedent's real and personal property in California, excluding property described in Probate Code section 13050, does not exceed \$100,000.
7. Each petitioner is a successor of decedent (as defined in Probate Code section 13006) and a successor to decedent's interest in the real ☐ and personal ☐ property described in item 9a because each petitioner is
- a. ☐ (will) a beneficiary who succeeded to the property under decedent's will.
- b. ☐ (no will) a person who succeeded to the property under Probate Code sections 6401 and 6402.

## THE COURT FURTHER FINDS AND ORDERS

8. No administration of decedent's estate is necessary in California.
9. a. The following described real ☐ and personal ☐ property is property of decedent passing to each petitioner (give legal description of real property): ☐ described in Attachment 9a.

- b. Each petitioner's name and specific property interest ☐ is stated in Attachment 9b ☐ is as follows (specify):

10. ☐ Other (specify):

Date:

JUDGE OF THE SUPERIOR COURT

11. Number of pages attached: \_\_\_\_\_

☐ SIGNATURE FOLLOWS LAST ATTACHMENT

Page 1 of 1

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State bar number, and address):

After recording return to:

TELEPHONE NO.:

FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name):

DRAFT-4

## SUPERIOR COURT OF CALIFORNIA, COUNTY OF

STREET ADDRESS:

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME:

FOR RECORDER'S OR SECRETARY OF STATE'S USE ONLY

PLAINTIFF:

DEFENDANT:

CASE NUMBER:

## ACKNOWLEDGMENT OF SATISFACTION OF JUDGMENT

☐ FULL ☐ PARTIAL ☐ MATURED INSTALLMENT

FOR COURT USE ONLY

## 1. Satisfaction of the judgment is acknowledged as follows:

a. ☐ Full satisfaction(1) ☐ Judgment is satisfied in full.(2) ☐ The judgment creditor has accepted payment or performance other than that specified in the judgment in full satisfaction of the judgment.b. ☐ Partial satisfaction

The amount received in partial satisfaction of the judgment is \$

c. ☐ Matured installment

All matured installments under the installment judgment have been satisfied as of (date):

## 2. Full name and address of judgment creditor:\*

## 3. Full name and address of assignee of record, if any:

## 4. Full name and address of judgment debtor being fully or partially released:\*

## 5. a. Judgment entered on (date):

☐ (1) in judgment book volume no.:

(2) page no.:

b. ☐ Renewal entered on (date):☐ (1) in judgment book volume no.:

(2) page no.:

6. ☐ An ☐ abstract of judgment ☐ certified copy of the judgment has been recorded as follows (complete all information for each county where recorded):

COUNTY

DATE OF RECORDING

BOOK NUMBER

PAGE NUMBER

7. ☐ A notice of judgment lien has been filed in the office of the Secretary of State as file number (specify):**NOTICE TO JUDGMENT DEBTOR:** If this is an acknowledgment of full satisfaction of judgment, it will have to be recorded in each county shown in item 6 above, if any, in order to release the judgment lien, and will have to be filed in the office of the Secretary of State to terminate any judgment lien on personal property.

Date:

(SIGNATURE OF JUDGMENT CREDITOR OR ASSIGNEE OF CREDITOR OR ATTORNEY\*\*)

Page 1 of 1

\*The names of the judgment creditor and judgment debtor must be stated as shown in any Abstract of Judgment which was recorded and is being released by this satisfaction. \*\* A separate notary acknowledgment must be attached for each signature.

Page 1 of 2

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Code of Civil Procedure, §§ 699.520, 712.010, 715.010

SHORT TITLE:  _____	CASE NUMBER:  _____
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— Items continued from the first page —

4. ☐ **Additional judgment debtor** (*name and last known address*):  
 \_\_\_\_\_

7. ☐ **Notice of sale** has been requested by (*name and address*):  
 \_\_\_\_\_

8. ☐ **Joint debtor** was declared bound by the judgment (CCP 989-994)  
     a. on (*date*): \_\_\_\_\_ a. on (*date*): \_\_\_\_\_  
     b. name and address of joint debtor: \_\_\_\_\_ b. name and address of joint debtor: \_\_\_\_\_

c. ☐ additional costs against certain joint debtors (*itemize*):  
 \_\_\_\_\_

9. ☐ (*Writ of Possession or Writ of Sale*) **Judgment** was entered for the following:  
 a. ☐ Possession of real property: The complaint was filed on (*date*): **(Check (1) or (2)):**  
     (1) ☐ The Prejudgment Claim of Right to Possession was served in compliance with CCP 415.46.  
         The judgment includes all tenants, subtenants, named claimants, and other occupants of the premises.  
     (2) ☐ The Prejudgment Claim of Right to Possession was NOT served in compliance with CCP 415.46.  
         (a) \$ \_\_\_\_\_ was the daily rental value on the date the complaint was filed.  
         (b) The court will hear objections to enforcement of the judgment under CCP 1174.3 on the following  
             dates (*specify*): \_\_\_\_\_  
 b. ☐ Possession of personal property  
     ☐ If delivery cannot be had, then for the value (*itemize in 9e*) specified in the judgment or supplemental order.  
 c. ☐ Sale of personal property  
 d. ☐ Sale of real property  
 e. Description of property:

**— NOTICE TO PERSON SERVED —**

WRIT OF EXECUTION OR SALE. Your rights and duties are indicated on the accompanying Notice of Levy.  
 WRIT OF POSSESSION OF PERSONAL PROPERTY. If the levying officer is not able to take custody of the property, the levying officer will make a demand upon you for the property. If custody is not obtained following demand, the judgment may be enforced as a money judgment for the value of the property specified in the judgment or in a supplemental order.  
 WRIT OF POSSESSION OF REAL PROPERTY. If the premises are not vacated within five days after the date of service on the occupant or, if service is by posting, within five days after service on you, the levying officer will remove the occupants from the real property and place the judgment creditor in possession of the property. Except for a mobile home, personal property remaining on the premises will be sold or otherwise disposed of in accordance with CCP 1174 unless you or the owner of the property pays the judgment creditor the reasonable cost of storage and takes possession of the personal property not later than 15 days after the time the judgment creditor takes possession of the premises.  
 ► A Claim of Right to Possession form accompanies this writ (*unless the Summons was served in compliance with CCP 415.46*).

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State bar number, and address):

After recording return to:

TELEPHONE NO.:

FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name):

## SUPERIOR COURT OF CALIFORNIA, COUNTY OF

STREET ADDRESS:

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME:

TEMPORARY ☐ GUARDIANSHIP ☐ CONSERVATORSHIP  
OF (Name):☐ MINOR ☐ CONSERVATEE

FOR RECORDER'S USE ONLY

CASE NUMBER:

LETTERS OF TEMPORARY ☐ GUARDIANSHIP ☐ CONSERVATORSHIP  
☐ Person ☐ Estate

FOR COURT USE ONLY

## LETTERS

1. (Name):

is appointed temporary ☐ guardian ☐ conservator of the ☐ person  
☐ estate of (name):2. ☐ Other powers have been granted or restrictions imposed on the temporary  
☐ guardian ☐ conservator as ☐ specified below  
☐ specified in Attachment 2.

3. These Letters shall expire

- a.
- ☐
- on (date): or upon earlier issuance of Letters to a general
- 
- guardian or conservator.
- 
- b.
- ☐
- other date (specify):

4. ☐ The temporary ☐ guardian ☐ conservator is not authorized to take possession of money or any other property  
without a specific court order.

5. Number of pages attached: \_\_\_\_\_

WITNESS, clerk of the court, with seal of the court affixed.

(SEAL)

Date:

Clerk, by

(DEPUTY)

## AFFIRMATION

I solemnly affirm that I will perform the duties of temporary ☐ guardian ☐ conservator according to law.

Executed on (date):

at (place): , California.

(SEAL)

WITNESS, clerk of the court, with  
seal of the court affixed.

Date:

Clerk, by

(DEPUTY)

(SIGNATURE OF APPOINTEE)

## CERTIFICATION

I certify that this document and any attachments is a correct copy of  
the original on file in my office, and that the Letters issued to the  
person appointed above have not been revoked, annulled, or set  
aside and are still in full force and effect.

DRAFT-2



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State bar number, and address):

☐ After recording return to:

TELEPHONE NO.:

FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name):

## SUPERIOR COURT OF CALIFORNIA, COUNTY OF

STREET ADDRESS:

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME:

CONSERVATORSHIP OF (Name):

FOR RECORDER'S USE ONLY

CONSERVATEE

CASE NUMBER:

## LETTERS OF CONSERVATORSHIP

☐ Person ☐ Estate ☐ Limited Conservatorship

FOR COURT USE ONLY

1. ☐ (Name): \_\_\_\_\_ is the appointed  
☐ conservator ☐ limited conservator of the ☐ person ☐ estate  
of (name): \_\_\_\_\_
2. ☐ (For conservatorship that was on December 31, 1980, a guardianship of an adult  
or of the person of a married minor) (Name): \_\_\_\_\_  
was appointed the guardian of the ☐ person ☐ estate by order  
dated (specify): \_\_\_\_\_ and is now the conservator of  
the ☐ person ☐ estate of (name): \_\_\_\_\_
3. ☐ Other powers have been granted or conditions imposed as follows:
  - a. ☐ Exclusive authority to give consent for and to require the conservatee to  
receive medical treatment that the conservator in good faith based on  
medical advice determines to be necessary even if the conservatee  
objects, subject to the limitations stated in Probate Code section 2356.  
(1) ☐ This treatment shall be performed by an accredited practitioner  
of the religion whose tenets and practices call for reliance on  
prayer alone for healing of which the conservatee was an adherent prior to the establishment of the  
conservatorship.  
(2) ☐ (If court order limits duration) This medical authority terminates on (date): \_\_\_\_\_
  - b. ☐ Authority to place conservatee in a care or nursing facility described in Probate Code section 2356.5(b).
  - c. ☐ Authority to authorize the administration of medications appropriate for the care and treatment of dementia described  
in Probate Code section 2356.5(c).
  - d. ☐ Powers to be exercised independently under Probate Code section 2590 as specified in Attachment 3d (specify  
powers, restrictions, conditions, and limitations).
  - e. ☐ Conditions relating to the care and custody of the property under Probate Code section 2402 as specified in Attach-  
ment 3e.
  - f. ☐ Conditions relating to the care, treatment, education, and welfare of the conservatee under Probate Code section  
2358 as specified in Attachment 3f.
  - g. ☐ (For limited conservatorship only) Powers of the limited conservator of the person under Probate Code section  
2351.5 as specified in Attachment 3g.
  - h. ☐ (For limited conservatorship only) Powers of the limited conservator of the estate under Probate Code section  
1830(b) as specified in Attachment 3h.
  - i. ☐ Other (specify): \_\_\_\_\_

(SEAL)

4. ☐ The conservator is **not** authorized to take possession of money or any other property without a  
specific court order.

5. Number of pages attached: \_\_\_\_\_

WITNESS, clerk of the court, with seal of the court affixed.

Date: \_\_\_\_\_

Clerk, by \_\_\_\_\_, Deputy

Page 1 of 2

This form may be recorded as notice of the establishment of a conservatorship of the estate as provided in Probate Code section 1875.

CONSERVATORSHIP OF <i>(Name)</i> : _____	CASE NUMBER: _____
CONSERVATEE	

## LETTERS OF CONSERVATORSHIP

### AFFIRMATION

I solemnly affirm that I will perform according to law the duties of ☐ conservator ☐ limited conservator.

Executed on *(date)*: \_\_\_\_\_, at *(place)*: \_\_\_\_\_



(SIGNATURE OF APPOINTEE)

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### CERTIFICATION

I certify that this document and any attachments is a correct copy of the original on file in my office, and that the letters issued to the person appointed above have not been revoked, annulled, or set aside, and are still in full force and effect.

Date: \_\_\_\_\_ Clerk, by \_\_\_\_\_, Deputy

(SEAL)